

UTAH DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

P.O. Box 30408 • Salt Lake City, UT 84130-0408 • Ph: 801-977-6800 • Fax: 801-977-6889
website: www.abc.utah.gov

On-premise Banquet License Summary

*Note: This is general information only and should not be considered conclusive.
For further detail, please consult Title 32A of the Utah Code and the Rules of the Commission.*

An on-premise banquet license allows the storage, sale, service, and consumption of liquor, wine, heavy beer, and beer for banquet activities on the premises of a hotel, resort facility, sports center, or convention center. It also allows for room service in hotels and resorts. Licenses run from November 1 to October 31. The total number of licenses allowed by law is one per 30,000 people in the state.

The on-premise banquet license has been established on a temporary basis as a "pilot program". The trial period expires on June 30, 2005. On or before November 2004, the Alcoholic Beverage Control Commission will prepare a report and recommendation to a legislative interim committee concerning the pilot program.

Requirements for Banquets

Contract Required

- An on-premise banquet licensee may serve alcoholic beverages pursuant to a contract with the host of a banquet in a variety of formats: hosted bar, cash bar, dinners, etc.

Food Requirement

- Each on-premise banquet licensee shall maintain at least 50% of its total annual banquet receipts from the sale of food.

Supervision

- A licensee's employee must remain at a banquet when alcoholic beverages are being sold, served, and consumed.

Sale and Service of Alcoholic Beverages at a Banquet

(1) Liquor Sales

- (a) The primary liquor in a mixed drink may be dispensed from any size bottle, but only in quantities **not to exceed** one ounce through a department approved calibrated metered dispensing system or device.
- (b) Liquor used as a secondary flavoring need not be dispensed through the dispensing system. Liquor stored and used as flavorings must be clearly labeled "flavoring".
- (c) The total amount of spirituous liquor in a beverage (including both the primary liquor and any secondary flavorings) may not exceed 2.75 ounces of spirituous liquor.

(2) Wine Sales

- (a) Wine may be sold and served by the bottle or container in sizes not exceeding 1.5 liters.
- (b) Wine may be served by the glass or individual portion in quantities not exceeding 5 ounces. An individual portion (i.e. flights) may be served to a patron in more than one glass as long as the total amount of wine in the individual portion does not exceed 5 ounces.
- (c) Wine may be poured by the glass from any size bottle or container and need not be dispensed through a dispensing device.
- (d) Banquet attendees who have purchased bottled wine may serve themselves or others at their table.

(3) Heavy Beer Sales: Heavy beer may be served in original containers not exceeding one liter.

(4) Beer Sales: Light beer may be served in any size container not exceeding 2 liters and on draft. Beer may be sold by the pitcher (up to two liters) to two or more patrons, but may be sold to an individual patron only in a container that does not exceed one liter.

Limitation on Total Number of Drinks

- Each banquet attendee may have no more than one spirituous liquor drink before the patron at a time (i.e. no “sidecars”).
- Each banquet attendee may have no more than two alcoholic beverages of any kind at a time before the patron.

Discounting Practices Prohibited

- Liquor may not be sold at a discount at any time.
- Other discounting practices are prohibited that encourage over-consumption of alcohol (i.e. “happy hours”, “two for ones”, “all you can drink for a set price”, free alcohol, or selling at less than cost).
- An on-premise banquet licensee or employee may not purchase an alcoholic beverage for a patron.

Consumption on the premises

- A banquet attendee may not remove any alcoholic beverages from the premises of a banquet.

“Brown Bagging”

- Patrons may not bring any alcoholic beverages into or onto the premises of a banquet.

Unsold Alcoholic Beverages

- Unsold alcoholic beverages may not be left at a banquet at its conclusion.
- Alcoholic beverages that are open and unused that are *not* in saleable condition shall be destroyed.
- Unopened alcoholic beverages or alcoholic beverages that are open and unused that *are* in saleable condition shall be returned to the banquet licensee’s approved locked storage area and may be used at more than one banquet.

Warning Sign

- Each on-premise banquet licensee shall prominently display at each banquet, a sign in at least half inch bold letters stating: “Warning: Driving under the influence of alcohol or drugs is a serious crime that is prosecuted aggressively in Utah.”

Requirements for Room Service

- Delivery of alcoholic beverages shall be made in person to an adult guest in the guest room of a hotel or resort facility.
- Alcoholic beverages may not be left outside the guest room for retrieval by a guest.
- Alcoholic beverages may only be provided in sealed containers.

General regulations: Banquets and Room service**Advertising**

- The advertising of alcoholic beverages must comply with the guidelines in Rule R81-1-17.

Sales Hours

- Alcoholic beverages may be sold on any day from 10 a.m. until 1 a.m.
- The alcoholic beverage storage area must remain locked at times when alcohol sales are not permitted.
- On election days (regular general, regular primary, or statewide special), alcoholic beverages may not be sold until after the polls are closed.

Employees

- Any employee handling alcoholic beverages must be twenty one years of age or older.
- Servers of alcohol must wear a unique identification badge showing the employee’s first name, initials, or a number assigned by the employer.
- Employees may not consume or be under the influence of alcoholic beverages while on duty.
- Managers, supervisors, and employees who serve alcohol must take and pass an alcohol server training seminar every three years.
- Any employee who sells or serves alcoholic beverages does so under the direction and supervision of the on-premise banquet licensee.

Employee Fines

- The commission is authorized to assess an administrative fine against an officer, employee, or agent of a licensee for a violation of the alcoholic beverage laws.

Minors

- Minors may be employed by an on-premise banquet licensee, but may not sell, serve, or dispense alcoholic beverages.

Bad Checks

- The DABC may immediately suspend the license if it receives a bad check as payment for liquor, licensing or bond fees, fines and costs for violations.

Prohibited Conduct

- Lewd acts, attire, and sexually oriented conduct of employees and entertainers that are considered contrary to public welfare and morals are prohibited on the premises.

Gambling

- On-premise banquet licensees may not engage in or permit any form of gambling on its premises.